

(3) CONFORMING AMENDMENT.—Section 2705(X1) of title 10, United States Code, is amended by striking out "the Defense Environmental Restoration Account established" and inserting in lieu thereof "the environmental restoration account concerned".

(4) TREATMENT OF UNOBLIGATED BALANCES.—Any unobligated balances that remain in the Defense Environmental Restoration Account under section 2703(a) of title 10, United States Code, as of the effective date specified in subsection (e) shall be transferred on such date to the Environmental Restoration Account, Defense, established under section 2703(a)(1) of title 10, United States Code (as amended by subsection (a)(1)).

(5) EFFECTIVE DATE.—The amendments made by this section shall take effect on the later of—

- (6) October 1, 1996; or
(7) the date of the enactment of this Act.

**SEC. 323. PAYMENTS OF STIPULATED PENALTIES
ASSESSED UNDER
CERCLA.**

(a) AUTHORITY.—The Secretary of Defense may pay the following:

(1) Stipulated civil penalties, to the Hazardous Substance Superfund established under section 9507 of the Internal Revenue Code of 1986, in amounts, and using funds, as follows:

(A) Using funds authorized to be appropriated to the Environmental Restoration Account, Army, established under section 2703(a)(2) of title 10, United States Code (as amended by section 322 of this Act).

(i) not more than \$34,000 assessed against Fort Riley, Kansas, under CERCLA; and

(ii) not more than \$37,500 assessed against Lake City Army Ammunition Plant, Missouri, under CERCLA.

(8) Using funds authorized to be appropriated to the Environmental Restoration Account, Navy, established under section 2703(a)(3) of that title, as so amended, not more than \$30,000 assessed against the Naval Education and Training Center, Newport, Rhode Island, under CERCLA.

(9) Using funds authorized to be

appropriate to the Environmental Restoration Account, Air Force, established under section 2703(a)(4) of that title, as so amended.

(i) not more than \$55,000 assessed against the Massachusetts Military Reservation, Massachusetts, and CERCLA; and (ii) not

more than \$10,000 assessed against F.E.

Warren Air Force Base, Wyoming, under CERCLA.

(2) Using funds authorized to be appropriated to the Environmental Restoration Account, Air Force. established under section 2703(a)(4) of that title, as so amended, not more than \$500,000 to carry out one environmental restoration project as part of a negotiated agreement in lieu of stipulated penalties assessed under CERCLA against the Massachusetts Military Reservation, Massachusetts.

10 USC
2703
note.

(b) CERCLA DEFINED.—In this section, the term "CERCLA" means the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9601 et seq.).

10 USC
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note.